IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 4365 of 1996

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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PULINVIHARI Y TRIVEDI - Petitioner(s)
Versus
STATE OF GUJARAT & 28 - Respondent(s)

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Appearance :

MR JT TRIVEDI for Petitioner(s) : 1,
NOTICE SERVED for Respondent(s) : 1, 3,5 - 6, 9, 16, 19,21 - 22,27 - 29.
MR AK CLERK for Respondent(s) : 1,
MR NP NANAVATI for Respondent(s) : 1,
MR RJ OZA for Respondent(s) : 2,
MR ASIM J PANDYA for Respondent(s) : 2,
M/S TRIVEDI & GUPTA for Respondent(s) : 4, 8, 10, 13,
(MR HK RATHOD) for Respondent(s) : 7,
MR VIJAY H PATEL for Respondent(s) : 10,
MR HARDIK C RAWAL for Respondent(s) : 11,
NOTICE UNSERVED for Respondent(s) : 12, 14,17 - 18, 20,23 - 26.
MR PF MAKWANA for Respondent(s) : 15,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 05/04/2007

ORAL JUDGMENT

1. By way of this petition, under Article 226 of the Constitution of India, the petitioner has prayed for an appropriate order to quash and set aside the selection list and the waiting list for the post of Member in the Industrial Tribunal.

2. Today when the matter is called out, it is reported that the petitioner has been removed from service as Presiding Officer of Labour Court, by order dated 12.12.1997. No fruitful purpose would be served at this stage to decide present Special Civil Application on merits. Under the circumstances, present Special Civil Application is dismissed at this stage. It goes without saying that if ultimately any order is passed in favour of the petitioner and the petitioner is reinstated, the petitioner can reagitate the question which are raised in the present Special Civil Application. The Special Civil Application is dismissed. Rule discharged. No costs.

[M.R.Shah, J.]

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